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18 **UNITED STATES DISTRICT COURT**
19 **DISTRICT OF NEVADA**

20 WILLIAM J. BERRY, JR.; CYNTHIA
21 FALLS; SHANE KAUFMANN,

22 Plaintiffs,

23 vs.

24 DESERT PALACE, INC. d/b/a CAESARS
25 PALACE; et al.,

26 Defendants.

Case No.: 2:17-cv-00019.-APG-BNW

**STIPULATION AND REQUEST
FOR AN ORDER REGARDING
PLAINTIFFS' SUBMISSION OF A
REPLACEMENT BRIEF FOR
THEIR SUPPLEMENTAL
BRIEFING IN SUPPORT OF
THEIR OPPOSITION TO
DEFENDANT'S MOTION FOR
SUMMARY JUDGMENT BASED
ON NEWLY PRODUCED
DOCUMENTS [ECF NO. 136]**

27 IT IS HEREBY STIPULATED AND AGREED among Plaintiffs WILLIAM J.
28 BERRY, JR., CYNTHIA FALLS, AND SHANE KAUFMANN ("Plaintiffs") and
Defendant DESERT PALACE, INC., d/b/a CAESARS PALACE ("Defendant"), that
Plaintiffs be permitted to file a replacement to ECF No. 136, which is "Plaintiffs'
Supplemental Briefing In Support of Their Opposition to Defendant's Motion for
Summary Judgment Based on Newly Produced Documents." ECF No. 136. This

1 replacement is requested because in filing their original supplemental brief on August 22,
2 2019, Plaintiffs incorrectly sought leave to file Exhibit 61 (Emails) and Exhibit 62
3 (Janiga's 2014 Tabulations) under seal. This new replacement supplemental briefing
4 includes all of the exhibits properly categorized and properly redacted pursuant to the
5 agreement between counsel with respect to sensitive and/or proprietary information.

6 The parties respectfully make this request pursuant to the Protective Order
7 Regarding Confidential Discovery Materials [ECF No. 43], and submit that good cause
8 exists for these minimal redactions in order to protect private, confidential, or proprietary
9 information about Caesars Palace employees. By agreement, the redactions found in the
10 replacement exhibits are limited to Caesars employees' personal phone numbers and the
11 previously redacted (by Caesars) customer information.

12 DATED this 1st day of October, 2019.

DATED this 1st day of October, 2019.

13 **MAIER GUTIERREZ & ASSOCIATES**

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14 /s/ Danielle J. Barraza

/s/ Esther G. Lander

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Inc. d/b/a Caesars Palace

28 **ORDER**

IT IS SO ORDERED.


UNITED STATES DISTRICT JUDGE
Dated: October 1, 2019.